

AMENDED IN ASSEMBLY JUNE 15, 2006

AMENDED IN SENATE MAY 16, 2006

AMENDED IN SENATE MAY 3, 2006

AMENDED IN SENATE APRIL 18, 2006

AMENDED IN SENATE MARCH 28, 2006

SENATE BILL

No. 1699

Introduced by Senator Bowen

February 24, 2006

An act to amend Section 1747.09 of the Civil Code, relating to financial transactions.

LEGISLATIVE COUNSEL'S DIGEST

SB 1699, as amended, Bowen. Financial transactions: privacy.

Existing law, applicable to electronically printed receipts, prohibits a person who accepts credit cards for the transaction of business from printing more than the last 5 digits of the credit card account number or the expiration date upon any receipt provided to the cardholder.

This bill, under the circumstances described above, would prohibit printing more than the last 5 digits of the credit card account number or the expiration date upon any ~~transactional document, as defined~~ *receipt retained by the person, firm, partnership, association, corporation, or limited liability company, which is printed at the time of the purchase, exchange, refund, or return, and is signed by the cardholder and any receipt retained by the person, firm, partnership, association, corporation, or limited liability company, which is printed at the time of the purchase, exchange, refund, or return, but is*

not signed by the cardholder, because the cardholder used a personal identification number to complete the transaction.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 1747.09 of the Civil Code is amended
2 to read:

3 1747.09. (a) Except as provided in this section, no person,
4 firm, partnership, association, corporation, or limited liability
5 company that accepts credit or debit cards for the transaction of
6 business shall print more than the last five digits of the credit or
7 debit card account number or the expiration date upon ~~either any~~
8 of the following:

9 (1) Any receipt provided to the cardholder.

10 (2) Any ~~transactional document~~ *receipt* retained by the person,
11 firm, partnership, association, corporation, or limited liability
12 company, *which is printed at the time of the purchase, exchange,*
13 *refund, or return, and is signed by the cardholder.*

14 (3) *Any receipt retained by the person, firm, partnership,*
15 *association, corporation, or limited liability company, which is*
16 *printed at the time of the purchase, exchange, refund, or return,*
17 *but is not signed by the cardholder, because the cardholder used*
18 *a personal identification number (PIN) to complete the*
19 *transaction.*

20 (b) This section shall apply only to receipts ~~or transactional~~
21 ~~documents~~ *that include a credit or debit card account number*
22 *that are electronically printed and shall not apply to transactions*
23 *in which the sole means of recording the person's credit or debit*
24 *card account number is by handwriting or by an imprint or copy*
25 *of the credit or debit card.*

26 (c) ~~For purposes of this section, "transactional document"~~
27 ~~means a paper record of the cardholder's credit or debit card~~
28 ~~number obtained at the time of purchase, exchange, refund, or~~
29 ~~return that may be printed at the point of sale and retained by the~~
30 ~~person, firm, partnership, association, corporation, or limited~~
31 ~~liability company.~~

1 (c) *This section shall not apply to documents, other than the*
2 *receipts described in paragraphs (1) to (3), inclusive, of*
3 *subdivision (a), used for internal administrative purposes.*

4 (d) *Paragraphs (2) and (3) of subdivision (a) shall become*
5 *operative on January 1, 2009.*

O